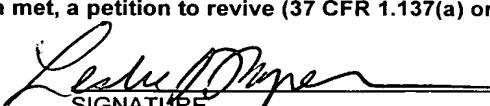


Form PTO-1390	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER P29315
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/509556
INTERNATIONAL APPLICATION NO. PCT/JP2003/010826	INTERNATIONAL FILING DATE 27 August 2003	PRIORITY DATE CLAIMED
TITLE OF INVENTION BIOCOMPATIBLE MATERIAL STRUCTURE IMPREGNATED WITH FINE BONE POWDER AND ITS PRODUCTION METHOD		
APPLICANT(S) FOR DO/EO/US Makoto OGISO		
<p>Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information.</p> <ol style="list-style-type: none"> <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. <input type="checkbox"/> This is an express request to promptly begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (23) indicated below. <input checked="" type="checkbox"/> The US has been elected (PCT Article 31). <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). <input checked="" type="checkbox"/> has been communicated by the International Bureau. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> <input checked="" type="checkbox"/> is attached hereto. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154 (d) (4). <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ol style="list-style-type: none"> <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). <input type="checkbox"/> have been communicated by the International Bureau. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. <input type="checkbox"/> have not been made and will not be made. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). "Executed" <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). 		
Items 11 to 22 below concern other document(s) or information included:		
<ol style="list-style-type: none"> 11. Assignee: <u>PENTAX Corporation, of Tokyo, Japan; and Makoto OGISO, of Tokyo, Japan</u> 12. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 13. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 14. <input checked="" type="checkbox"/> A FIRST preliminary amendment. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. 15. <input type="checkbox"/> An Application Data Sheet under 37 C.F.R. 1.76. 16. <input checked="" type="checkbox"/> A substitute specification. 17. <input type="checkbox"/> A power of attorney and/or change of address letter. 18. <input type="checkbox"/> Figure of Drawing to be published. 19. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825. 20. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154 (d) (4). 21. <input type="checkbox"/> A second copy of the English language translation of the international of the international application under 35 U.S.C. 154 (d) (4). 22. <input checked="" type="checkbox"/> Other items or information: Cover Letter Regarding Executed Application. International Application as published in Japanese. PCT/ISA/210 International Search Report (in English and Japanese). PCT/RO/101 PCT Request (in Japanese). PCT/IPEA/409 International Preliminary Examination Report. PCT/IB/308. <i>Claim of Priority - 2/27/06</i> 		

U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/1569556		INTERNATIONAL APPLICATION NO. PCT/JP2003/010826	ATTORNEY'S DOCKET NUMBER P29315	
			CALCULATIONS	PTO USE ONLY
23 <input type="checkbox"/> The following fees are submitted: Basic national fee.....		300.00	\$ 300.00	
24 <input type="checkbox"/> Examination Fee If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33 (1)-(4)..... All other situations.....		100.00 200.00	\$ 200.00	
25 <input type="checkbox"/> Search fee Search fee (37 CFR 1.445(a) (2)) has been paid on the international application to the USPTO as an International Searching Authority..... International Search Report prepared and provided to the Office..... All other situations.....		100.00 400.00 500.00	\$ 400.00	
TOTAL 23, 24 and 25 =			\$ 900.00	
<input type="checkbox"/> Additional Fee for Specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in electronic medium). The fee is \$250.00 for each additional 50 sheets of paper or fraction thereof.				
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE	
-100=	/50 =		x \$250.00	\$ 0.00
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(h)).				\$ 0.00
Claims	Number Filed	Number Extra	Rate	
Total Claims	22	- 20 =	2	x \$50.00 \$ 100.00
Independent Claims	4	- 3 =	1	x \$200.00 \$ 200.00
Multiple Dependent Claim(s) (if applicable)			+ \$360.00	\$ 0.00
TOTAL OF ABOVE CALCULATIONS =				\$1200.00
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by ½ .				\$ 0.00
SUBTOTAL =				\$1200.00
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492 (i)).				\$ 0.00
Extension of Time fee in the amount of \$				\$ 0.00
TOTAL NATIONAL FEE =				\$1200.00
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$ 40.00
TOTAL FEES ENCLOSED =				\$1240.00
				Amount to be refunded \$
				Charged \$
<p>a. <input checked="" type="checkbox"/> A check in the amount of <u>\$ 1,240.00</u> to cover the above fees is included.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees.</p> <p>c. <input checked="" type="checkbox"/> The U.S. Patent and Trademark Office is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>19-0089</u>.</p> <p>d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p> <p>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</p>				
SEND ALL CORRESPONDENCE TO CUSTOMER NO. 07055 AT THE PRESENT ADDRESS OF: Bruce H. Bernstein GREENBLUM & BERNSTEIN, P.L.C. 1950 Roland Clark Place Reston, VA 20191 (703) 716-1191				
 Leslie J. Paperner Reg. #33329 SIGNATURE				
Bruce H. Bernstein NAME 29,027 REGISTRATION NUMBER				

MAR20 Rec'd PCT/PTO 27 FEB 2006

P29315.A02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Makoto OGISO et al.

Serial No : Not Yet Assigned (National Stage of PCT/JP2003/10826)

I.A. Filed : August 27, 2003

For : BIOCOMPATIBLE MATERIAL STRUCTURE
IMPREGNATED WITH FINE BONE POWDER AND ITS
PRODUCTION METHOD

COVER LETTER REGARDING EXECUTED APPLICATION

Commissioner of Patents
U.S. Patent and Trademark Office
Customer Service Window, Mail Stop _____
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

The undersigned points out that the executed application being filed herewith includes pages 1 - 3 of the executed declaration which were forwarded to the undersigned by facsimile by Applicant's Japanese representative on February 27, 2006, and pages 1 - 32 of the specification (with Figures 1 - 8) which were forwarded to the undersigned by Applicant's Japanese representative earlier on February 23, 2006. Further, the undersigned has been advised by the Japanese representative that the inventor had reviewed the application before executing the declaration.

Accordingly, Applicant respectfully submits that the present application is properly executed and should be considered as filed in executed form. However, if the U.S. Patent

10/569556

IAP20 Rec'd PCT/PTO 27 FEB 2006

P29315.A02

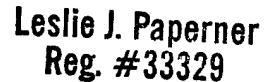
and Trademark Office determines that the present application is not properly executed, Applicant respectfully requests that the present application be treated as an unexecuted application under 37 C.F.R. 1.53(f).

Should there be any questions regarding this paper, please contact the undersigned at the below listed number.

Respectfully submitted,
Makoto OGISO et al.



Bruce H. Bernstein
Reg. No. 29,027



Leslie J. Paperner
Reg. #33329

February 27, 2006
GREENBLUM & BERNSTEIN, P.L.C.
1950 Roland Clarke Place
Reston, Virginia 20191
(703) 716-1191